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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

YONG PENG,

Plaintiff,

v.

MICHAEL CHERTOFF, as Secretary of the
Department of Homeland Security;
EMILIO T. GONZALEZ, Director,
U.S. Citizenship and Immigration Services;
ROBERT S. MUELLER, Director
of Federal Bureau of Investigation,

Defendants.

No. C 07-0073 JF

**STIPULATION TO DISMISS AND
[PROPOSED] ORDER**

Plaintiff, appearing *pro se*, and Defendants by and through their attorney of record, hereby stipulate, subject to the approval of the Court, to dismissal of the action in light of the adjudication of Plaintiff's adjustment of status application (Form I-485).

Each of the parties shall bear their own costs and fees.

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1 Date: February 21, 2008

Respectfully submitted,

2 JOSEPH P. RUSSONIELLO
3 United States Attorney

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5 /s/
6 ILA C. DEISS
7 Assistant United States Attorney
8 Attorneys for Defendants

9 Dated: February 15, 2008

10
11 /s/
12 YONG PENG
13 *Pro Se*

14 **ORDER**

15 Pursuant to stipulation, IT IS SO ORDERED.

16 Dated: 2/27/08

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19 JEREMY FOGEL
20 United States District Court
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